



ASIC
Australian Securities &
Investments Commission

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Contents

Notices under Corporations Act 2001

22-0738	22-0799	22-0807	22-0816	22-0817	22-0818
22-0820	22-0821	22-0822	22-0825	22-0835	22-0836
22-0837	22-0840				

Company/scheme deregistrations

Change of company type

RIGHTS OF REVIEW

Persons affected by certain decisions made by ASIC under the *Corporations Act 2001* and the other legislation administered by ASIC may have rights of review. ASIC has published Regulatory Guide 57 *Notification of rights of review (RG57)* and Information Sheet *ASIC decisions – your rights (INFO 9)* to assist you to determine whether you have a right of review. You can obtain a copy of these documents from the ASIC Digest, the ASIC website at www.asic.gov.au or from the Administrative Law Co-ordinator in the ASIC office with which you have been dealing.

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22-0738

**Australian Securities and Investments Commission
Corporations Act 2001 — Subsection 601QA(1) — Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 601QA(1)(a) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 22-0738.

Commencement

3. This instrument commences on the day it is signed.

Exemption—Unequal treatment in withdrawal from an AQUA managed fund

4. abrdn Australia Limited ACN 002 123 364 (**responsible entity**) in its capacity as responsible entity for the abrdn Sustainable Asian Opportunities Fund ARSN 106 201 236 (**Fund**), does not have to comply with paragraph 601FC(1)(d) of the *Act* to the extent that it would prevent the responsible entity from permitting only authorised participants to withdraw units in the abrdn Sustainable Asian Opportunities Active ETF (Managed Fund) (**Class**), being a class of units in the Fund that is an AQUA managed fund.

Where the exemption applies

5. The exemption applies where all of the following are satisfied:
 - (a) there is a Product Disclosure Statement in relation to interests in the Class that are admitted to Trading Status as Managed Fund Product that contains statements to the effect that:
 - (i) the Class will invest primarily in Asian equities and equity-related Asian securities (excluding Japan) and cash;
 - (ii) the responsible entity will not treat members of the same class equally to the extent that it restricts withdrawal from the Class to authorised participants;
 - (iii) except in exceptional circumstances only authorised participants may withdraw their interests from the Class, but other members may sell their interests on the AQUA market; and
 - (iv) when interests in the Class are suspended from trading on the AQUA market for more than 5 consecutive Trading Days, members have a right to withdraw from the Class and receive payment for their

22-0738

interests in money within a reasonable time of request unless any of the following apply:

- (A) the Class is being wound-up;
 - (B) the Fund is not liquid as defined in subsection 601KA(4) of the Act;
 - (C) the responsible entity suspends withdrawals in accordance with the constitution;
- (b) the constitution of the Fund does not permit a withdrawal fee per interest in the Class to be payable by a member who is not an authorised participant that is greater than the withdrawal fee per interest that would generally be payable by an authorised participant receiving redemption proceeds in cash while interests in the Class are quoted when withdrawing the minimum parcel; and
- (c) ASIC has not notified the responsible entity in writing that it is excluded from reliance on the exemption;

Note: Subparagraph 5(b) applies regardless of whether the withdrawal fees for the Fund are calculated on a per interest basis or otherwise.

Interpretation

In this instrument:

AQUA managed fund means a registered scheme with interests admitted to Trading Status as a Managed Fund Product on the financial market operated by ASX under the provisions of the operating rules of ASX relating to what is referred to in those rules as the AQUA market.

AQUA market means the financial market operated by ASX under the provisions of the operating rules of ASX relating to an AQUA Product.

AQUA Product has the same meaning as in the ASX operating rules as at the date of this instrument.

ASX means ASX Limited (ACN 008 624 691).

authorised participant means, in relation to the Class, a person who:

- (a) has an agreement with the responsible entity of the Fund in relation to making applications to acquire and withdraw interests in the Class; and
- (b) is either a Trading Participant or has engaged a Trading Participant to act on its behalf to acquire and dispose of interests in the Class.

Managed Fund Product has the same meaning as in the operating rules of ASX as at the date of this instrument.

22-0738

minimum parcel means the smallest number or value of interests in the AQUA managed fund that are generally permitted to be withdrawn from the AQUA managed fund by an authorised participant while interests in the AQUA managed fund are quoted.

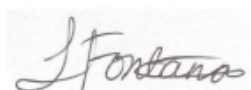
Trading Day has the same meaning as in the operating rules of ASX as at the date of this instrument.

Trading Participant has the same meaning as in the operating rules of ASX as at the date of this instrument.

Trading Status has the same meaning as in the operating rules of ASX as at the date of this instrument.

withdrawal fee per interest means, in relation the Class, the fee that is payable in relation to a withdrawal from the Class divided by the number of interests in the Class to which the withdrawal relates.

Dated this 30 day of September 2022



.....
Signed by Lauren Fontana
as a delegate of the Australian Securities and Investments Commission

22-0799

**Australian Securities and Investments Commission
Corporations Act 2001 — Paragraph 601QA(1)(b) — Declaration**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 601QA(1)(b) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 22-0799.

Commencement

3. This instrument commences on the day it is signed.

Declaration

4. Chapter 5C of the Act applies to Westpac Financial Services Limited ACN 000 241 127 in its capacity as responsible entity of each of the WFSL Schemes as if section 601FL were modified or varied as follows:
 - (a) in subsection (1) omitting all the text after the word “it”, substitute:

“must either:

 - (a) call a members’ meeting to explain its reason for wanting to retire and to enable the members to vote on a resolution (which must be an extraordinary resolution if the scheme is not listed) to choose a company to be the new responsible entity; or
 - (b) propose a related body corporate of the responsible entity to be the new responsible entity in accordance with subsection (1A).”;
 - (b) after subsection (1), inserting:

“(1A) The requirements for proposing a related body corporate (the *proposed responsible entity*) to be the new responsible entity are as follows:

 - (a) The responsible entity must give members of the scheme notice of a proposal to choose the proposed responsible entity to be the scheme’s new responsible entity. The notice to members

22-0799

may be given by using one or more technologies to communicate:

- (i) the contents of the notice; or
 - (ii) details of an online location where the items covered by subparagraph (i) can be viewed or from where they can be downloaded.
- (b) The notice to members must:
- (i) set out the following information:
 - (A) the responsible entity's reasons for wanting to retire;
 - (B) such information as can reasonably be expected to be material to a member in forming a view as to the choice of the proposed responsible entity;
 - (C) information about the proposed timing of the retirement of the responsible entity and the manner in which that retirement will occur;
 - (D) how members can access on the responsible entity's website current information about the proposed timing of the retirement of the responsible entity and the manner in which that retirement will occur;
 - (ii) state prominently that if:
 - (A) members who together hold at least 5% of the total value of the interests held by members; or
 - (B) 100 members,

who would be entitled to vote if the proposal were put as a proposed resolution to a meeting of members under paragraph (1)(a), ask for a vote on the choice of the proposed responsible entity by giving written notice received by the responsible entity within 21 days from the date the notice is sent, the responsible entity will either arrange a postal vote (including a voting process using one or more technologies (*electronic postal vote*)) or convene a meeting to vote on a resolution for the choice of the proposed responsible entity; and

22-0799

- (iii) be accompanied by:
 - (A) a form which can be ticked to ask for a vote; or
 - (B) details of a process using one or more technologies to ask for a vote; and
- (iv) state prominently:
 - (A) a reply-paid address of the responsible entity to which the form pursuant to paragraph (1A)(b)(iii)(A) may be sent; or
 - (B) details of how to ask for a vote pursuant to paragraph (1A)(b)(iii)(B).
- (c) The responsible entity must prominently disclose on its website current information about the proposed timing of the retirement of the responsible entity and the manner in which that retirement will occur.
- (d) If sufficient members ask for a vote in accordance with the notice, the responsible entity must arrange for a postal vote (including an electronic postal vote) or, if the responsible entity chooses, convene a meeting in accordance with Part 2G.4 to vote on the choice of the proposed responsible entity as soon as possible.
- (e) If there is a postal vote (including an electronic postal vote):
 - (i) each member must be given or sent:
 - (A) if a voting form accompanied the notice to members pursuant to paragraph (1A)(b)(iii)(A), a voting paper stating a reply-paid address of the responsible entity to which the voting paper may be sent; or
 - (B) if details of a process using one or more technologies accompanied the notice to members pursuant to paragraph (1A)(b)(iii)(B), details of how to access and cast an electronic postal vote; and
 - (ii) where a voting paper is sent pursuant to paragraph (1A)(e)(i)(A), the responsible entity must notify the

22-0799

members in, or in a document accompanying, the voting paper that:

- (A) the proposed responsible entity will be chosen as the new responsible entity if at least 50% of the total votes that may be cast by members that would be eligible to vote at a meeting under paragraph (1)(a) are cast in favour of the choice; and
 - (B) only votes received by the responsible entity within 28 days after the issue of the voting paper will be counted; and
- (iii) where an electronic postal vote is used pursuant to paragraph (1A)(e)(i)(B), the responsible entity must notify the members, through the use of those technologies, before they are able to cast their vote:
- (A) how they can cast their vote using the relevant technologies;
 - (B) that the proposed responsible entity will be chosen as the new responsible entity if at least 50% of the total votes that may be cast by members that would be eligible to vote at a meeting under paragraph (1)(a) are cast in favour of the choice;
 - (C) that only votes received by the responsible entity within 28 days after the notification of the electronic postal vote will be counted; and
 - (D) that the technologies used for the purposes of casting a vote will remain available for 28 days; and
- (iv) where both a voting paper is sent pursuant to paragraph (1A)(e)(i)(A) and where an electronic postal vote is used pursuant to paragraph (1A)(e)(i)(B), the responsible entity must notify the members that:
- (A) they are only entitled to vote using one method; and

22-0799

- (B) if multiple votes are received from a member, only the vote that is first received will be counted.
- (f) If a meeting is convened the resolution to choose the new responsible entity must be an extraordinary resolution if the scheme is not listed.”;
- (c) after subsection (2A) insert:
- “(2B) If:
- (a) a postal vote (including an electronic postal vote) is arranged under paragraph (1A)(d); and
 - (b) at least 50% of the total votes that may be cast by members that would be eligible to vote at a meeting under paragraph (1)(a) are cast in favour of the proposed responsible entity; and
 - (c) the proposed responsible entity holds an Australian financial services licence authorising it to operate the scheme; and
 - (d) the proposed responsible entity has consented in writing to becoming the scheme’s responsible entity,
- then:
- (e) as soon as practicable and in any event within 2 business days after the later of:
 - (i) the date on which paragraph (2B)(c) is satisfied; and
 - (ii) the last date on which votes must be received by the responsible entity in order to be counted,the current responsible entity must lodge a notice with the Registrar asking it to alter the record of the scheme’s registration to name the proposed responsible entity as the scheme’s responsible entity; and
 - (f) if the current responsible entity does not lodge the notice required by paragraph (e), the proposed responsible entity may lodge that notice; and
 - (g) the Registrar must comply with the notice when it is lodged.
- (2BA) The notice must meet any requirements of the data standards.

22-0799

- (2C) If:
- (a) a related body corporate is proposed to be the new responsible entity in accordance with subsection (1A); and
 - (b) sufficient members do not ask for a vote to choose the proposed responsible entity in accordance with the notice referred to in paragraph (1A)(b); and
 - (c) the proposed responsible entity holds an Australian financial services licence authorising it to operate the scheme; and
 - (d) the proposed responsible entity has consented in writing to becoming the scheme's responsible entity,
- then:
- (e) as soon as practicable and in any event within 2 business days after the later of:
 - (i) the date on which paragraph (2C)(c) is satisfied; and
 - (ii) the end of the period in which a member may ask for such a vote,
- the current responsible entity must lodge a notice with the Registrar asking it to alter the record of the scheme's registration to name the proposed responsible entity as the scheme's responsible entity; and
- (f) the notice must be accompanied by a certificate from the current responsible entity that it reasonably considers that the appointment of the proposed responsible entity would be in the best interests of members with a summary of the responsible entity's reasons as to why this is the case; and
 - (g) unless the Registrar reasonably believes that the appointment of the proposed responsible entity would not be in the best interests of members, the Registrar must comply with the notice as soon as practicable after the notice and summary are lodged.
- (2CA) The notice must meet any requirements of the data standards.”.

22-0799

Where this declaration applies

5. This declaration applies where the responsible entity of the WFSL Schemes is proposing to retire and Advance Asset Management Limited ACN 002 538 329 is proposing to be the new responsible entity of each of the WFSL Schemes.

Where this declaration ceases to apply

6. This declaration ceases to apply on 31 December 2022.

Interpretation

7. In this instrument:

WFSL Schemes means:

BT Index Balanced Fund	ARSN 611 896 621
BT Index Defensive Fund	ARSN 611 895 437
BT Index Growth Fund	ARSN 611 895 802
BT Index High Growth Fund	ARSN 611 896 256
BT Index Moderate Fund	ARSN 611 894 190
BT Wholesale Multi-manager Fixed Interest Fund	ARSN 118 469 659
BT Wholesale Multi-manager International Share Fund	ARSN 124 773 628
BT Wholesale Multi-manager Moderate Fund	ARSN 626 161 573
Managed Portfolio Series Alternatives Fund 1	ARSN 625 870 091
Managed Portfolio Series Australian Fixed Interest Fund 1	ARSN 625 873 805
Managed Portfolio Series Australian Fixed Interest Fund 2	ARSN 625 873 912
Managed Portfolio Series Australian Fixed Interest Fund 3	ARSN 625 874 026
Managed Portfolio Series Australian Shares Fund 1	ARSN 625 870 117
Managed Portfolio Series Australian Shares Fund 2	ARSN 625 870 126
Managed Portfolio Series Australian Shares Fund 3	ARSN 625 870 144
Managed Portfolio Series Australian Shares Fund 4	ARSN 625 870 402
Managed Portfolio Series International Fixed Interest Fund 1	ARSN 625 871 061

22-0799

Managed Portfolio Series International Fixed Interest Fund 3	ARSN 625 871 338
Managed Portfolio Series International Fixed Interest Fund 4	ARSN 625 871 436
Managed Portfolio Series International Property Securities Fund 1	ARSN 625 872 602
Managed Portfolio Series International Shares Fund 1	ARSN 625 870 439
Managed Portfolio Series International Shares Fund 2	ARSN 625 870 591
Managed Portfolio Series International Shares Fund 3	ARSN 625 870 617
Managed Portfolio Series International Shares Fund 4	ARSN 625 870 948
Managed Portfolio Series International Shares Fund 5	ARSN 625 871 007
Multi-manager Balanced Fund	ARSN 098 405 380
Multi-manager Conservative Fund	ARSN 098 405 479
Multi-manager Growth Fund	ARSN 098 405 308
Multi-manager High Growth Fund	ARSN 102 760 896

Dated this 27th day of September 2022



Signed by Thomas Hough
as a delegate of the Australian Securities and Investments Commission

22-0807

**Australian Securities and Investments Commission
Corporations Act 2001 – Paragraph 601QA(1)(b) – Declaration**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 601QA(1)(b) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument 22-0807.

Commencement

3. This instrument commences on the day it is signed.

Declaration

4. Chapter 5C of the Act applies to Westpac Financial Services Limited ACN 000 241 127 in its capacity as the responsible entity of each of the Schemes as if section 601FL were modified or varied as follows:
 - (a) omit subsection 601FL(1) and substitute the following text:
 - "(1) If the responsible entity of a registered scheme wants to retire, it must either:
 - (a) call a members' meeting to explain its reason for wanting to retire and to enable the members to vote on a resolution (which must be an extraordinary resolution if the scheme is not listed) to choose a company to be the new responsible entity; or
 - (b) if there are no members, propose a company to be the new responsible entity in accordance with subsection (1A).";
 - (b) after subsection 601FL(1), insert:
 - "(1A) The requirements for proposing a company (the *proposed responsible entity*) to be the new responsible entity are as follows:
 - (a) the proposed responsible entity must provide its written consent to becoming the scheme's responsible entity;
 - (b) as soon as practicable and in any event within 2 business days after the proposed responsible entity has given its written consent to becoming the scheme's responsible entity, the current responsible entity must lodge a notice with the Registrar asking

22-0807

it to alter the record of the scheme's registration to name the proposed responsible entity as the scheme's responsible entity;

- (c) if the current responsible entity does not lodge the notice required by paragraph (b), the proposed responsible entity may lodge that notice; and
- (d) the Registrar must comply with the notice when it is lodged.

(1AB) The notice must meet any requirements of the data standards."

Where this declaration applies

- 5. This declaration applies where the responsible entity of the Schemes is proposing to retire and Advance Asset Management Limited ACN 002 538 329 is proposing to be the new responsible entity of the Schemes.

Where this declaration ceases to apply

- 6. This declaration ceases to apply on 31 December 2022.

Interpretation

- 7. In this instrument:

Schemes means Managed Portfolio Series International Fixed Interest Fund 2 ARSN 625 871 169 and Managed Portfolio Series International Property Securities Fund 2 ARSN 625 872 666.

Dated this 27th day of September 2022



Signed by Thomas Hough
as a delegate of the Australian Securities and Investments Commission



ASIC
Australian Securities &
Investments Commission

**Australian Securities
and Investments Commission**

Office
Level 5, 100 Market Street
Sydney NSW 2000

Mail
GPO Box 9827
Sydney NSW 2001

Tel: +61 1300 935 075
Fax: +61 1300 720 000

www.asic.gov.au

22-0816

**Australian Securities and Investments Commission
Corporations Act 2001 Section 915B
Notice of Cancellation of an Australian Financial Services Licence**

TO:
Lowell Accounting Services Pty Ltd: ACN 050 193 390
Level 6, 412 Collins Street
Melbourne Vic 3000

Pursuant to paragraph 915B(3)(d) of the Corporations Act 2001, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 487194 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated: 26 September 2022

George Podaras

Signed

George Podaras

a delegate of the Australian Securities and Investments Commission

22-0817

**Australian Securities and Investments Commission
Corporations Act 2001 Section 915B**

Notice of Cancellation of an Australian Financial Services Licence

TO: Mr Mark Finn
ACN 070 231 748
Aviso All Points Pty Ltd
Suite 1, Level 2, 60 Pacific Highway Street
Leonards NSW 2065

Pursuant to paragraph 915B(3)(d) of the Corporations Act 2001, the Australian Securities and Investments Commission hereby cancels Australian Financial Services Licence number 246276 held by the Licensee, with effect from the date on which this notice is given to the Licensee.

Dated 26 September 2022

Signed *George Podaras*
.....

George Podaras
A delegate of the Australian Securities and Investments Commission

22-0818

**Australian Securities and Investments Commission
Corporations Act 2001 — s926A(2)(a) — Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under s926A(2)(a) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 22-0818.

Commencement

3. This instrument commences on the day it is signed.

Cessation

4. The exemption in paragraph 5 ceases to have effect on the earlier of:
 - (a) sub-paragraph 1(1) of Sch 2 of the *ASIC Corporations (Repeal and Transitional) Instrument 2016/396* ceasing to have effect in relation to the relief that was provided under ASIC Class Order [CO 03/1100] *US SEC regulated financial service providers*; or
 - (b) Partners for Growth Managers, LLC, a limited liability company incorporated under the laws of the state of Delaware and registered with the US Securities and Exchange Commission under number 801-78206 (the *body*), not complying with any written notice given by ASIC directing the body to give to ASIC, within the time specified in the notice, a written statement containing specified information about the financial service business operated by the body in this jurisdiction.

Exemption

5. ASIC exempts the body from the requirement to hold an Australian financial services (*AFS*) licence in the case referred to in Schedule A.

22-0818

Schedule A

1. Where all of the following apply:
 - (a) the body is:
 - (i) a registered broker dealer that is a member of the Securities Investor Protection Corporation established under the *Securities Investor Protection Act 1970* (US) and that is a member of FINRA and FINRA is the body's examining authority; or
 - (ii) a registered broker dealer that is an OTC derivatives dealer within the meaning of Rule 3b-12 promulgated under the Exchange Act who is affiliated within the meaning of that Rule with a registered broker dealer who is a member of FINRA; or
 - (iii) a registered investment adviser;
 - (b) the body is either:
 - (i) a body corporate incorporated in the US or a State of the US; or
 - (ii) a partnership formed in the US or a State of the US;
 - (c) the body:
 - (i) is registered under Div 2 of Pt 5B.2 of the Act; or
 - (ii) has an agent at the time the body first purports to rely on this instrument and, from that time, has not failed to have an agent for any consecutive period of 10 business days;
 - (d) the body's primary business is the provision of financial services;
 - (e) neither the body nor its agent has been notified by ASIC that the body is excluded from relying on this instrument;
 - (f) if the body becomes aware or should reasonably have become aware of matters that give it reason to believe that it has failed, other than in an immaterial respect, to comply with a requirement set out in Schedule B;
 - (i) 15 business days have not passed since the body became so aware or should reasonably have become so aware without the body providing full particulars of the failure to ASIC (to the extent that the body knows those particulars or would have known them if it had undertaken reasonable enquiries); and

22-0818

- (ii) 30 business days have not passed from ASIC receiving those particulars from the body without ASIC notifying the body that it may continue to rely on this instrument; and
 - (g) the body has not notified ASIC that it will not rely on this instrument.
- 2. Where the body provides any of the following financial services (the *financial services*) in this jurisdiction to wholesale clients (and the body is authorised under US regulatory requirements to provide the financial service in the US):
 - (a) providing financial product advice;
 - (b) dealing in a financial product;in respect of any of the following financial products (that the body is authorised under US regulatory requirements to provide the financial services on in the US):
 - (c) derivatives;
 - (d) foreign exchange contracts;
 - (e) securities;
 - (f) debentures, stocks or bonds issued by a government;
 - (g) managed investment products;
 - (h) interests in a managed investment scheme that is not required to be registered under Ch 5C of the Act.
- 3. Where the body has provided ASIC with all of the following:
 - (a) evidence and submissions that paragraph 1(a) of Schedule A is satisfied;
 - (b) a notice that it will provide financial services in this jurisdiction in reliance on this instrument;
 - (c) a deed of the body for the benefit of and enforceable by ASIC and the other persons referred to in s659B(1) of the Act that applies notwithstanding that the body may have ceased to rely, or never have relied, on this instrument, which provides that:
 - (i) the deed is irrevocable except with the prior written consent of ASIC; and
 - (ii) the body submits to the non-exclusive jurisdiction of the Australian courts in legal proceedings conducted by ASIC (including under

22-0818

s50 of the ASIC Act) and, in relation to proceedings relating to a financial services law, by any person referred to in s659B(1) of the Act and whether brought in the name of ASIC or the Crown or otherwise; and

- (iii) the body covenants to comply with any order of an Australian court in respect of any matter relating to the provision of the financial services; and
 - (iv) if the body is not registered under Div 2 of Pt 5B.2 of the Act, service of process on the body in relation to legal proceedings conducted by ASIC (including under section 50 of the ASIC Act) and, in relation to proceedings relating to a financial services law, by any person referred to in s659B(1) of the Act and whether brought in the name of ASIC or the Crown or otherwise can be effected by service on the agent; and
 - (v) the body covenants that, on written request of either the SEC or ASIC, it will give or vary written consent and take all other practicable steps to enable and assist the SEC to disclose to ASIC and ASIC to disclose to the SEC any information or document that the SEC or ASIC has that relates to the body;
- (d) written consents to the disclosure by the SEC to ASIC and ASIC to the SEC of any information or document that the SEC or ASIC has that relates to the body (being consents in such form (if any) as ASIC specifies in writing).

22-0818

Schedule B

1. The body must provide each of the financial services in this jurisdiction in a manner which would comply, so far as is possible, with the US regulatory requirements if the financial service were provided in the US in like circumstances.
2. The body must:
 - (a) notify ASIC, as soon as practicable and in any event within 15 business days after the body became aware or should reasonably have become aware, and in such form if any as ASIC may from time to time specify in writing, of the details of:
 - (i) each significant change to, including the termination of, the registration as a registered broker dealer or a registered investment adviser applying to the body relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (ii) each significant particular exemption or other relief which the body obtains from the US regulatory requirements relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (iii) each action or investigation of the following kinds taken by the SEC or other overseas regulatory authority against the body in a foreign jurisdiction in relation to financial services provided in the foreign jurisdiction:
 - (A) significant enforcement action;
 - (B) significant disciplinary action;
 - (C) significant investigation (unless, after having taken reasonable steps to enable notification to be given to ASIC, the body is prohibited by law from giving such notification but only to the extent of the prohibition); and
 - (b) provide written disclosure to all persons to whom the financial services are provided in this jurisdiction (before the financial services are provided) containing prominent statements to the following effect:
 - (i) the body is exempt from the requirement to hold an AFS licence under the Act in respect of the financial services; and

22-0818

Interpretation

In this instrument:

Act means the *Corporations Act 2001*;

address, in relation to a company, means the address of the registered office of the company;

agent means a natural person resident in this jurisdiction or a company, whose name and address were last notified to ASIC by the body for the purposes of this instrument, and who is authorised to accept on the body's behalf, service of process from ASIC and, in relation to proceedings relating to a financial services law, from any person referred to in s659B(1) of the Act;

ASIC Act means the *Australian Securities and Investments Commission Act 2001*;

dealing has the meaning given by s766C of the Act;

derivative has the meaning given by s761D of the Act;

examining authority, in relation to the body, means a self-regulatory organisation to which the body belongs which has not been relieved of the responsibility relating to the body under s17(d)(1)(A) of the Exchange Act in any respect;

Exchange Act means the *Securities and Exchange Act 1934 (US)*;

financial product has the meaning given by s764A of the Act

financial product advice has the meaning given by s766B of the Act;

financial services law has the meaning given by s761A of the Act;

FINRA means the Financial Industry Regulation Authority of the US;

foreign exchange contract has the meaning given by s761A of the Act;

managed investment product has the meaning given by s761A of the Act;

notice and *notified* mean, respectively, written notice and notified in writing;

overseas regulatory authority means a foreign regulatory authority (other than the SEC) which regulates financial services and which is established by or for the purposes of a foreign government or legislative body;

registered broker dealer means a broker dealer registered under s15(b) of the Exchange Act;

22-0818

registered investment adviser means a body corporate or a partnership formed in the US or a State of the US registered under s203(c) of the *Investment Advisers Act 1940* (US);

SEC means the Securities and Exchange Commission of the US;

securities has the meaning given by s761A of the Act;

US means the United States of America;

US regulatory requirements means the rules that apply in relation to the financial services including:

- (a) any applicable legislation, instruments made under that legislation and any relevant policies or other documents (however described) issued by the SEC; and
- (b) if the body is covered by subparagraph (a)(i) of Schedule A but not subparagraphs (a)(ii) or (iii) of that Schedule—any applicable rules, policies or other documents (however described) of FINRA; and

wholesale client has the meaning given in s761G of the Act.

Dated this 28th day of September 2022



Signed by Marie-Christine De Greeff
as a delegate of the Australian Securities and Investments Commission.

22-0820

**Australian Securities and Investments Commission
Corporations Act 2001 — Subsection 601QA(1) — Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 601QA(1)(a) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 22-0820

Commencement

3. This instrument commences on the day it is signed.

Exemption—Unequal treatment in withdrawal from an AQUA managed fund

4. Perpetual Trust Services Limited ACN 000 142 049 (**responsible entity**) in its capacity as responsible entity for the JPMorgan Equity Premium Income Active ETF (Managed Fund) ARSN 662 058 531 (**Fund**), does not have to comply with paragraph 601FC(1)(d) of the Act to the extent that it would prevent the responsible entity from permitting only authorised participants to withdraw units in the JPMorgan Equity Premium Income Active ETF (Managed Fund), being the class of units in the Fund that is an AQUA managed fund (**Class of Units**).

Where the exemption applies

5. The exemption applies where all of the following are satisfied:
 - (a) there is a Product Disclosure Statement in relation to interests in the Class of Units that are admitted to Trading Status as Managed Fund Product that contains statements to the effect that:
 - (i) the Class of Units will invest in the JPMorgan Equity Premium Income ETF (the **Underlying Fund**) and is also permitted to hold cash. The Underlying Fund will invest substantially in global equities and may invest in other types of assets that are consistent with its objectives including Equity Linked Notes, preference shares, convertible securities, REITS, trust or partnership interests, warrants and rights to buy common stock, IPO securities, cash, cash equivalents and limited OTC and exchange-traded derivatives;
 - (ii) the responsible entity will not treat members of the same Class of Units equally to the extent that it restricts withdrawal from the Class of Units to authorised participants;
 - (iii) except in exceptional circumstances only authorised participants may withdraw their interests from the Class of Units, but other members may sell their interests on the AQUA market; and

22-0820

- (iv) when interests in the Class of Units are suspended from trading on the AQUA market for more than 5 consecutive Trading Days, members have a right to withdraw from the Class of Units and receive payment for their interests in money within a reasonable time of request unless any of the following apply:
 - (A) the Class of Units is being wound-up;
 - (B) the Fund is not liquid as defined in subsection 601KA(4) of the Act;
 - (C) the responsible entity suspends withdrawals in accordance with the constitution;
- (b) the constitution of the Fund does not permit a withdrawal fee per interest in the Class of Units to be payable by a member who is not an authorised participant that is greater than the withdrawal fee per interest that would generally be payable by an authorised participant receiving redemption proceeds in cash while interests in the Class of Units are quoted when withdrawing the minimum parcel; and
- (c) ASIC has not notified the responsible entity in writing that it is excluded from reliance on the exemption;

Note: Subparagraph 5(b) applies regardless of whether the withdrawal fees for the Class of Units are calculated on a per interest basis or otherwise.

Interpretation

In this instrument:

AQUA managed fund means a registered scheme with interests admitted to Trading Status as a Managed Fund Product on the financial market operated by ASX under the provisions of the operating rules of ASX relating to what is referred to in those rules as the AQUA market.

AQUA market means the financial market operated by ASX under the provisions of the operating rules of ASX relating to an AQUA Product.

AQUA Product has the same meaning as in the ASX operating rules as at the date of this instrument.

ASX means ASX Limited (ACN 008 624 691).

authorised participant means, in relation to the Class of Units, a person who:

- (a) has an agreement with the responsible entity of the Fund in relation to making applications to acquire and withdraw interests in the Class of Units; and
- (b) is either a Trading Participant or has engaged a Trading Participant to act on its behalf to acquire and dispose of interests in the Class of Units.

Managed Fund Product has the same meaning as in the operating rules of ASX as at the date of this instrument.

minimum parcel means the smallest number or value of interests in the AQUA managed fund that are generally permitted to be withdrawn from the AQUA managed fund by an authorised participant while interests in the AQUA managed fund are quoted.

Trading Day has the same meaning as in the operating rules of ASX as at the date of this instrument.

Trading Participant has the same meaning as in the operating rules of ASX as at the date of this instrument.

22-0820

Trading Status has the same meaning as in the operating rules of ASX as at the date of this instrument.

Withdrawal fee per interest means, in relation the Class of Units, the fee that is payable in relation to a withdrawal from the Class of Units divided by the number of interests in the Class of Units to which the withdrawal relates.

Dated this 29th day of September 2022



Signed by Jacob Sims
as a delegate of the Australian Securities and Investments Commission

22-0821

Australian Securities and Investments Commission
Corporations Act 2001 – subsection 926A(2)(a) and paragraph 1020F(1)(a) –
Exemptions

Enabling Legislation

1. The Australian Securities and Investments Commission makes this instrument under subsection 926A(2)(a) and paragraph 1020F(1)(a) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument 22-0821.

Commencement

3. This instrument commences on the date it is signed.

Exemptions

4. Frasers does not have to comply with Division 5A of Part 7.9 in relation to an unsolicited offer to which paragraph 6 of this instrument applies.
5. Frasers does not have to comply with the requirement in subsection 911A(1) of the Act to hold an Australian financial services licence for the provision of general financial product advice where paragraph 7 of this instrument applies.

Where the instrument applies

6. The exemption in paragraph 4 of this instrument applies where:
 - (a) the offer is made by Frasers pursuant to the Offer;
 - (b) the Offer is subject to the terms and conditions set out in the offer documents, with any modifications, additions or conditions as allowed or approved under the relevant laws of Jersey; and
 - (c) Frasers takes all reasonable steps to ensure that the Offer is carried out in accordance with the relevant laws of Jersey.
7. The declaration in paragraph 5 of this instrument applies where:
 - (a) all of the requirements of paragraph 6 of this instrument are satisfied;
 - (b) Frasers provides general financial product advice in an offer document, however described, about the Offer; and
 - (c) the offer document is required to be given under, and is regulated by, the laws of Jersey.

2

22-0821

Interpretation

8. In this instrument:

Act means the *Corporations Act 2001* (Cth).

Frasers means Frasers Group plc (company number 06035106), a public company incorporated in England and Wales and listed on The London Stock Exchange.

general advice has the meaning given by subsection 766B(4) of the Act.

MySale means MYSALE Group plc (company number 115584), a public company incorporated in Jersey and listed on the AIM Market of the London Stock Exchange.

Offer means the takeover offer within the meaning of Part 18 of the Companies (Jersey) Law 1991 under which Frasers has made a cash offer for the entire issued and to be issued ordinary share capital of MySale not already held by it.

offer documents means, in relation to the Offer, the documents that will be sent to shareholders of MySale resident or located in Australia, including a document that sets out the substantive terms of the offer.

unsolicited offer means:

- (a) an offer to which Division 5A of Part 7.9 of the Act applies because of section 1019D of the Act; and
- (b) an invitation covered by section 1019F of the Act.

Dated this 20 day of September 2022



Signed by Nayanisha Samarakoon

as a delegate of the Australian Securities and Investments Commission

22-0822

NOTICE UNDER SECTION 915F OF THE CORPORATIONS ACT 2001

Notice is given under section 915F of the *Corporations Act 2001* that the Australian Securities and Investments Commission has taken the action set out in the Notice below, which action took effect on 23 September 2022.

**Australian Securities and Investments Commission
Corporations Act 2001 section 915C**

Notice of suspension of Australian financial services licence

To: A.C.N. 114 733 569 Limited ACN 114 733 569

TAKE NOTICE that under section 915C(1) of the *Corporations Act 2001* (the Act), the Australian Securities and Investments Commission (ASIC) hereby suspends Australian financial services licence number 290328 (the Licence) held by A.C.N. 114 733 569 Limited until 23 February 2023.

Under section 915H of the Act, ASIC specifies that the Licence continues in effect, while suspended, as though the suspension had not happened for the purposes of the provisions of the Act specified in Schedule B in relation to the matters in Schedule A.

Schedule A

The provision by A.C.N. 114 733 569 Limited until 23 February 2023 of financial services that are reasonably necessary for, or incidental to, the day-to-day operation of ISG Real Estate Equity Fund ARSN 618 548 780 and ISG Private Access Fund ARSN 618 548 333 (together, the Schemes), other than services related to the issue of units in the Schemes.

Schedule B

The provisions of Chapter 5C and Chapter 7 of the Act.

Dated this 23rd day of September 2022.

Signed: ... 

Lisa Lu
Delegate of the Australian Securities and Investments Commission

22-0825

**Australian Securities and Investments Commission
Corporations Act 2001 — s926A(2)(a) — Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under s926A(2)(a) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 22-0825.

Commencement

3. This instrument commences on the day it is signed.

Cessation

4. The exemption in paragraph 5 ceases to have effect on the earlier of:
 - (a) sub-paragraph 1(1) of Sch 2 of the *ASIC Corporations (Repeal and Transitional) Instrument 2016/396* ceasing to have effect in relation to the relief that was provided under ASIC Class Order [CO 03/1100] *US SEC regulated financial service providers*; or
 - (b) Mirova US LLC, a company incorporated under the laws of the state of Delaware and registered with the US Securities and Exchange Commission under file number 801-114631 (the *body*), not complying with any written notice given by ASIC directing the body to give to ASIC, within the time specified in the notice, a written statement containing specified information about the financial service business operated by the body in this jurisdiction.

Exemption

5. ASIC exempts the body from the requirement to hold an Australian financial services (*AFS*) licence in the case referred to in Schedule A.

22-0825

Schedule A

1. Where all of the following apply:
 - (a) the body is:
 - (i) a registered broker dealer that is a member of the Securities Investor Protection Corporation established under the *Securities Investor Protection Act 1970* (US) and that is a member of FINRA and FINRA is the body's examining authority; or
 - (ii) a registered broker dealer that is an OTC derivatives dealer within the meaning of Rule 3b-12 promulgated under the Exchange Act who is affiliated within the meaning of that Rule with a registered broker dealer who is a member of FINRA; or
 - (iii) a registered investment adviser;
 - (b) the body is either:
 - (i) a body corporate incorporated in the US or a State of the US; or
 - (ii) a partnership formed in the US or a State of the US;
 - (c) the body:
 - (i) is registered under Div 2 of Pt 5B.2 of the Act; or
 - (ii) has an agent at the time the body first purports to rely on this instrument and, from that time, has not failed to have an agent for any consecutive period of 10 business days;
 - (d) the body's primary business is the provision of financial services;
 - (e) neither the body nor its agent has been notified by ASIC that the body is excluded from relying on this instrument;
 - (f) if the body becomes aware or should reasonably have become aware of matters that give it reason to believe that it has failed, other than in an immaterial respect, to comply with a requirement set out in Schedule B;
 - (i) 15 business days have not passed since the body became so aware or should reasonably have become so aware without the body providing full particulars of the failure to ASIC (to the extent that the body knows those particulars or would have known them if it had undertaken reasonable enquiries); and

22-0825

- (ii) 30 business days have not passed from ASIC receiving those particulars from the body without ASIC notifying the body that it may continue to rely on this instrument; and
 - (g) the body has not notified ASIC that it will not rely on this instrument.
2. Where the body provides any of the following financial services (the *financial services*) in this jurisdiction to wholesale clients (and the body is authorised under US regulatory requirements to provide the financial service in the US):
- (a) providing financial product advice;
 - (b) dealing in a financial product;
- in respect of any of the following financial products (that the body is authorised under US regulatory requirements to provide the financial services on in the US):
- (c) derivatives;
 - (d) foreign exchange contracts;
 - (e) securities;
 - (f) debentures, stocks or bonds issued by a government;
 - (g) managed investment products;
 - (h) interests in a managed investment scheme that is not required to be registered under Chapter 5C of the Act.
3. Where the body has provided ASIC with all of the following:
- (a) evidence and submissions that paragraph 1(a) of Schedule A is satisfied;
 - (b) a notice that it will provide financial services in this jurisdiction in reliance on this instrument;
 - (c) a deed of the body for the benefit of and enforceable by ASIC and the other persons referred to in s659B(1) of the Act that applies notwithstanding that the body may have ceased to rely, or never have relied, on this instrument, which provides that:
 - (i) the deed is irrevocable except with the prior written consent of ASIC; and
 - (ii) the body submits to the non-exclusive jurisdiction of the Australian courts in legal proceedings conducted by ASIC (including under s50 of the ASIC Act) and, in relation to proceedings relating to a financial

22-0825

- services law, by any person referred to in s659B(1) of the Act and whether brought in the name of ASIC or the Crown or otherwise; and
- (iii) the body covenants to comply with any order of an Australian court in respect of any matter relating to the provision of the financial services; and
- (iv) if the body is not registered under Div 2 of Pt 5B.2 of the Act, service of process on the body in relation to legal proceedings conducted by ASIC (including under section 50 of the ASIC Act) and, in relation to proceedings relating to a financial services law, by any person referred to in s659B(1) of the Act and whether brought in the name of ASIC or the Crown or otherwise can be effected by service on the agent; and
- (v) the body covenants that, on written request of either the SEC or ASIC, it will give or vary written consent and take all other practicable steps to enable and assist the SEC to disclose to ASIC and ASIC to disclose to the SEC any information or document that the SEC or ASIC has that relates to the body; and
- (d) written consents to the disclosure by the SEC to ASIC and ASIC to the SEC of any information or document that the SEC or ASIC has that relates to the body (being consents in such form (if any) as ASIC specifies in writing).

22-0825

Schedule B

1. The body must provide each of the financial services in this jurisdiction in a manner which would comply, so far as is possible, with the US regulatory requirements if the financial service were provided in the US in like circumstances.
2. The body must:
 - (a) notify ASIC, as soon as practicable and in any event within 15 business days after the body became aware or should reasonably have become aware, and in such form if any as ASIC may from time to time specify in writing, of the details of:
 - (i) each significant change to, including the termination of, the registration as a registered broker dealer or a registered investment adviser applying to the body relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (ii) each significant particular exemption or other relief which the body obtains from the US regulatory requirements relevant to the financial services the body provides or intends to provide in this jurisdiction; and
 - (iii) each action or investigation of the following kinds taken by the SEC or other overseas regulatory authority against the body in a foreign jurisdiction in relation to financial services provided in the foreign jurisdiction:
 - (A) significant enforcement action;
 - (B) significant disciplinary action;
 - (C) significant investigation (unless, after having taken reasonable steps to enable notification to be given to ASIC, the body is prohibited by law from giving such notification but only to the extent of the prohibition); and
 - (b) provide written disclosure to all persons to whom the financial services are provided in this jurisdiction (before the financial services are provided) containing prominent statements to the following effect:
 - (i) the body is exempt from the requirement to hold an AFS licence under the Act in respect of the financial services; and
 - (ii) the body is regulated by the SEC under US laws, which differ from Australian laws.

22-0825

Interpretation

In this instrument:

Act means the *Corporations Act 2001*;

address, in relation to a company, means the address of the registered office of the company;

agent means a natural person resident in this jurisdiction or a company, whose name and address were last notified to ASIC by the body for the purposes of this instrument, and who is authorised to accept on the body's behalf, service of process from ASIC and, in relation to proceedings relating to a financial services law, from any person referred to in s659B(1) of the Act;

ASIC Act means the *Australian Securities and Investments Commission Act 2001*;

dealing has the meaning given by s766C of the Act;

derivative has the meaning given by s761D of the Act;

examining authority, in relation to the body, means a self-regulatory organisation to which the body belongs which has not been relieved of the responsibility relating to the body under s17(d)(1)(A) of the Exchange Act in any respect;

Exchange Act means the *Securities and Exchange Act 1934* (US);

financial product has the meaning given by s764A of the Act

financial product advice has the meaning given by s766B of the Act;

financial services law has the meaning given by s761A of the Act;

FINRA means the Financial Industry Regulation Authority of the US;

foreign exchange contract has the meaning given by s761A of the Act;

managed investment product has the meaning given by s761A of the Act;

notice and **notified** mean, respectively, written notice and notified in writing;

overseas regulatory authority means a foreign regulatory authority (other than the SEC) which regulates financial services and which is established by or for the purposes of a foreign government or legislative body;

registered broker dealer means a broker dealer registered under s15(b) of the Exchange Act;

22-0825

registered investment adviser means a body corporate or a partnership formed in the US or a State of the US registered under s203(c) of the *Investment Advisers Act 1940* (US);

SEC means the Securities and Exchange Commission of the US;

securities has the meaning given by s761A of the Act;

US means the United States of America;

US regulatory requirements means the rules that apply in relation to the financial services including:

- (a) any applicable legislation, instruments made under that legislation and any relevant policies or other documents (however described) issued by the SEC; and
- (b) if the body is covered by subparagraph (a)(i) of Schedule A but not subparagraphs (a)(ii) or (iii) of that Schedule—any applicable rules, policies or other documents (however described) of FINRA; and

wholesale client has the meaning given in s761G of the Act.

Dated this 27th day of September 2022



Signed by Uday Piyaratne
as a delegate of the Australian Securities and Investments Commission

22-0835

**Australian Securities and Investments Commission
Corporations Act 2001 – Subsection 340(1) – Order**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 340(1) of the *Corporations Act 2001 (Act)*.

Title

2. This instrument is ASIC Instrument 22-0835.

Commencement

3. This instrument commences on the date it is signed.

Amendment

4. ASIC Instrument 22-0464 dated 31 May 2022 is amended as follows:
 - (a) in paragraph 4 omit “9 months”, substitute “10 months and 21 days”;
 - (b) in paragraph 5 omit “9 months”, substitute “10 months and 21 days”; and
 - (c) in the definition of “Holding Company annual report extension date” omit “30 September 2022”, substitute “21 November 2022”.

Dated this 29th day of September 2022



Signed by Genevieve Lai
As a delegate of the Australian Securities and Investments Commission

22-0836

**Australian Securities and Investments Commission
Corporations Act 2001 – Subsection 741(1) – Declaration**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under paragraph 741(1)(b) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 22-0836.

Commencement

3. This instrument commences on the date it is signed.

Declaration

4. Chapter 6D of the Act applies to a person who holds Shares of the Company, as if section 707 were modified or varied by omitting subsections 707(3) and (4), and substituting the following subsection:

“(3) An offer of a body’s securities for sale within 12 months after their issue needs disclosure to investors under this Part if the body issued the securities:

- (a) without disclosure to investors under this Part; and
- (b) with the purpose of the person to whom they were issued:
 - (i) selling or transferring them; or
 - (ii) granting, issuing or transferring interests in, or options or warrants over, them;

and section 708 or 708A does not say otherwise.”

Where this instrument applies

5. This instrument applies where a person who holds Shares makes an offer of Shares for sale within 12 months of their issue where:
 - (a) the Shares were issued, or are to be issued, by the Company without disclosure under Chapter 6D of the Act;

22-0836

- i. upon conversion of Convertible Notes in the Company on or about the Allotment Date; or
 - ii. on exercise of the Options in the Company after the Allotment Date
- in each case where those Convertible Notes or Options were issued or granted, or agreed to be issued or granted, prior to lodgement of the Prospectus, and without disclosure under Chapter 6D of the Act; and
- (b) the Company lodges a Prospectus in connection with the IPO which describes:
- i. the conversion of Convertible Notes into Shares; and
 - ii. the terms of the Options on issue in the Company prior to the Allotment Date.

Interpretation

6. In this instrument:
- (a) **Allotment Date** means the date that Shares are issued under the IPO.
 - (b) **Company** means Gold Hydrogen Limited ACN 647 468 899.
 - (c) **Convertible Notes** means convertible notes issued by the Company on 31 May 2022 which convert into Shares.
 - (d) **IPO** means the proposed initial public offering of Shares in the Company.
 - (e) **Options** means options over new Shares issued or granted, or agreed to be issued or granted, prior to the time the Company lodges with ASIC a prospectus in connection with the IPO.
 - (f) **Prospectus** means a prospectus lodged with ASIC by the Company on or around 7 October 2022 in relation to the IPO of securities in the same class as the Shares.
 - (g) **Shares** means fully paid ordinary shares in the Company.

Dated 28th day of September 2022



Signed by Brittany Jeffs
as a delegate of the Australian Securities and Investments Commission

22-0837

**Australian Securities and Investments Commission
Corporations Act 2001 – Section 926A(2)(b) – Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (ASIC) makes this instrument under paragraph 926A(2)(b) of the Corporations Act 2001 (the Act).

Title

2. This instrument is ASIC Instrument [22-0837].

Commencement

3. This instrument commences on the day it is signed.

Exemption

4. WEX Prepaid Cards Australia Pty Ltd (ACN 085 449 529) (**WEX Prepaid Cards**) does not have to comply with subsection 911A(1) of the Act in relation to the Supervoucher facility.

Where the exemption applies

5. The exemption in paragraph 4 applies where:
 - (a) WEX Prepaid Cards deals in the Supervoucher facility by disposing of the facility; and
 - (b) WEX Prepaid Cards has in place an arrangement with Maddocks (ABN 63 478 951 337) (**Maddocks**) for the holding of funds paid to WEX Prepaid Cards by any person that purchased a Supervoucher facility, and which are amounts standing to the credit of the holder of the facility immediately prior to the disposal of the facility, under which:
 - (i) the funds are held in a trust account maintained by Maddocks with an Australian ADI for the benefit of each of the holders of the facility pending a request for cash redemption;
 - (ii) Maddocks will make payments out of the trust account to the holder that is entitled to funds that are held in the account on receiving instructions from WEX Prepaid Cards; and
 - (iii) after expiry of all Supervoucher facilities, Maddocks will pay any remaining balance of the trust account to WEX Prepaid Cards; and

22-0837

(c) in relation to each Supervoucher facility – prior to the disposal of the facility, WEX Prepaid Cards has paid into the trust account referred to in paragraph (b) any funds that were paid to WEX Prepaid Cards by the person that purchased the facility and which were amounts standing to the credit of the facility.

Conditions

6. If WEX Prepaid Cards relies on the exemption in paragraph 4, WEX Prepaid Cards must:
 - (a) provide the following information to each person who purchased a Supervoucher facility that has not reached the expiry date, and in a clear and prominent statement on the WEX Prepaid Cards website:
 - (i) that the Supervoucher facility has ceased;
 - (ii) information about the cash redemption holders are entitled to receive;
 - (iii) information about how a holder can obtain a cash redemption; and
 - (iv) that any person who purchased a Supervoucher facility is requested to advise any other holder of the facility to contact WEX Prepaid Cards prior to the expiry date of the facility to request a cash redemption.
 - (b) if a holder requests a cash redemption, or contacts WEX Prepaid Cards about the inability to use the Supervoucher facility, prior to the expiry date of the Supervoucher facility – provide a cash redemption.

Interpretation

7. In this instrument:

cash redemption means a transfer of cash equivalent to the credit amount on a Supervoucher facility immediately prior to its disposal from WEX Prepaid Cards to a Supervoucher holder.

expiry date means a date after which a non-cash payment facility cannot be used to make non-cash payments.

holder means a person who has purchased a Supervoucher facility, or, if the facility has been given to another person, that other person.

Supervoucher facility means a facility through which, or through the acquisition of which, a person makes non-cash payments and is issued by WEX Prepaid Cards.

3

22-0837

Dated this 29th Day of September 2022



Signed by Alexandra Hall
as a delegate of the Australian Securities and Investments Commission

22-0840

**Australian Securities and Investments Commission
Corporations Act 2001 - Subsection 257D(4) - Exemption**

Enabling legislation

1. The Australian Securities and Investments Commission (*ASIC*) makes this instrument under subsection 257D(4) of the *Corporations Act 2001* (the *Act*).

Title

2. This instrument is ASIC Instrument 22-0840.

Commencement

3. This instrument commences on the date it is signed.

Exemption

4. Whitehaven Coal Limited ACN 124 425 396 (*Company*) does not have to comply with subsection 257D(1) of the Act.

Where this instrument applies

5. This instrument applies where:
 - a. the Company proposes selective share buy-backs under one or more off-market tender buy-back schemes (*Buy-Backs*) in relation to fully paid ordinary shares in the capital of the Company;
 - b. the Buy-Backs are substantially on the terms contemplated by the "Buy-Back Tender" referred to in the notice of meeting and explanatory memorandum dispatched to members on or about 21 September 2022;
 - c. the agreements for the Buy-Backs (**Buy-Back Agreements**) require completion within 12 months of the date of the Company's annual general meeting in 2022 (**2022 AGM**); and
 - d. the Buy-Back Agreements are conditional on approval by a special resolution passed at the 2022 AGM.

Dated this 30th day of September 2022



Signed by Mitchell Coles
as a delegate of the Australian Securities and Investments Commission

CORPORATIONS ACT 2001
Section 601CL(5)

ASIC has struck the foreign companies listed
below off the register.

Dated this thirtieth day of September 2022

Name of Company

ABSN

AERO-GATE PTE. LTD.	601 171 813
BANGKOK AIRWAYS PUBLIC COMPANY LIMITED	086 782 087
LAZZARINI PICKERING INTERNATIONAL S.R.L.	629 733 900
MARCUS EVANS (ANZ) LIMITED	106 922 776

CORPORATIONS ACT 2001
Section 601CL(4)

ASIC will strike the foreign companies listed below off the register three months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this thirtieth day of September 2022

Name of Company

ARBN

ANOTECH ENERGY GLOBAL SOLUTIONS LIMITED	614 295 868
OMNICELL INTERNATIONAL, LLC	144 885 290
TECHBOOKS INTERNATIONAL PRIVATE LIMITED	119 474 074

CORPORATIONS ACT 2001
Subsection 601PB(2)

ASIC may deregister the managed investment schemes listed below two months after the publication of this notice, unless given acceptable reason not to proceed.

Dated this thirtieth day of September 2022

Name of Scheme

ARSN

AMP CAPITAL HIGH GROWTH FUND:089 596 396

AMP CAPITAL MONTHLY INCOME FUND NO.2:093 325 412

AMP CAPITAL MONTHLY INCOME FUND NO.3:093 325 672

KINETIC PREMIER SMALLER COMPANIES FUND:090 850 365

KINETIC WHOLESALE SMALLER COMPANIES FUND:090 577 487

MAGELLAN FUTUREPAY:649 688 693

RIVER AND MERCANTILE GLOBAL EQUITY FUND:165 249 874

RIVER AND MERCANTILE WORLD EQUITY FUND:117 060 769

CORPORATIONS ACT 2001
Subsection 164(3)

Notice is hereby given that ASIC will alter the registration details of the following companies 1 month after the publication of this notice, unless an order by a court or Administrative Appeals Tribunal prevents it from doing so.

ALBANY PROUD PTY LTD ACN 649 240 586 will change to a public company limited by shares. The new name will be WILSON BREWING COMPANY LIMITED ACN 649 240 586.

HORIZON ADVISORY SERVICES LIMITED ACN 138 218 596 will change to a proprietary company limited by shares. The new name will be HORIZON ADVISORY SERVICES PTY LIMITED ACN 138 218 596.

REVERSE CORP LIMITED ACN 085 949 855 will change to a proprietary company limited by shares. The new name will be REVERSE CORP PTY LIMITED ACN 085 949 855.

SYDNEY HARBOUR TUNNEL COMPANY LTD ACN 003 315 375 will change to a proprietary company limited by shares. The new name will be SYDNEY HARBOUR TUNNEL COMPANY PTY LTD ACN 003 315 375.

HARVEST PUB OPERATIONS 2 PTY LTD ACN 652 748 242 will change to a public company limited by shares. The new name will be HARVEST PUB OPERATIONS 2 LIMITED ACN 652 748 242.

MERINO & CO. PTY LTD ACN 162 863 121 will change to a public company limited by shares. The new name will be MERINO & CO. LIMITED ACN 162 863 121.

SOUTHERN CROSS FERTILISERS PTY LTD ACN 004 936 850 will change to a public company limited by shares. The new name will be INCITEC PIVOT FERTILISERS LIMITED ACN 004 936 850.

UNITED TOOLS LTD ACN 011 008 110 will change to a proprietary company limited by shares. The new name will be UNITED TOOLS PTY LTD ACN 011 008 110.